

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Public Services - APCS(Ex.Br) Rules - Sri NT Prakash Rao, Pro Dy Tahsildar, Khammam District -Regularization of services and declaration of probation with in the normal period in the cadre of Probationary Deputy Tahsildars by invoking Rule 16 (h) of APS&SS Rules,1996 – Orders – Issued

**Revenue (Ser.III) Department**

**G.O.Rt.No. 412**

**Dated: 21.03.2013**

**Read the following.**

- 1 .From the Chief Commissioner of Land Administration, Hyderabad, Lr. No SPL X2/205/2011, Dated: 07.01.2012.
2. Govt. Memo. No. 2321/Ser.III.2/2011, Dated: 21.05.2012
3. From the Chief Commissioner of Land Administration, Hyderabad, Ref.No. SPL X2/205/2011, Dated: 19.10.2012.
4. Representation of Sri.N.T.Prakash Rao PDT, Khammam Dist, dt:22.02.2012

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**ORDER:**

In the reference 1<sup>st</sup> read above, the Chief Commissioner of Land Administration, A.P., Hyderabad has stated that Sri NT Prakash Rao, Dy.Tahsildar, Khammam District was selected as Pro Dy. Tahsildar through APPSC and allotted to Khammam District in Zone-V and reported to duty on 09.03.05. He has passed the last departmental test on 30.11.2008 and his probation was declared in the cadre of Deputy Tahsildar by the District Collector, Khammam w.e.f. 30.11.2008. In the reference 3<sup>rd</sup> read above, the Chief Commissioner of Land Administration, Hyd further stated that, the District Collector, Khammam has reported that, Sri NT Prakash Rao, Pro Dy Tahsildar joined in service on 09.03.2005, as such according to Rule 17(b) of AP SS &SS Rules 1996, the individual was expected to pass all the departmental tests by 08.03.2008 i.e with in a total period of 3 years. But in this case he passed the last department test on 30.11.2008 beyond three years from the date of appointment. Hence orders were issued vide A1/2222/2009 Dated: 08.03.2011 declaring the probation period in the cadre of Dy. Tahsildar by 30.11.2008 is not in accordance with Rule 16 (h) of APS &SS Rules, 1996 and to rescinding the orders issued on 08.03.2011 by the District Collector, Khammam. Therefore the Chief Commissioner of Land Administration, has requested the Government for extension of the period of probation for (8) months (22) days (30.11.2008 – 08.03.2008) and also fix the date for commencement of probation as deemed fit by the Government as required under Rule 16 (h) of APS & SS Rules,1996.

2. In the reference 4<sup>th</sup> read above, Sri NT Prakash, Dy Tahsildar, Khammam District has stated that he entered in to the service as PDT and joined on 09.03.2005.. The Departmental tests for July 2005 notification was in fact held in January 2006 instead of November 2005. Further the notifications of two sessions of 2006 were also delayed i.e Exams for January 2006 session were held in September 2006 (delayed by four months) and Exams for July 2006 session were held in June 2007 (delayed by six months ) and also stated that the APPSC has conducted the subsequent departmental exams with certain period of delay. He has stated that he passed his last Departmental Exam i.e Accounts Test (code No. 008) on 30.11.2008. Due to delay in conduct in Departmental Exam he passed his Last Departmental Exam i.e Accounts Test on 30.11.2008. Had there been departmental exam conducted within scheduled period he would have passed his last Departmental exam 13 months earlier and he has requested the Government to regularize his services from 09.03.2005 which is his date of joining in to service.

3. Every employee recruited to a service has to pass the departmental tests within a period of 3 years including extension period of one year from the date of joining as laid down in Rule 17 (b) read with Rule 16 of the APS & SS Rules. This is subject to the condition of APPSC conducting the prescribed departmental tests as per schedule stipulated in the Departmental Test Rules. 1965. As per Rule 6 and 7 of the Andhra Pradesh Departmental Test Rules, 1965, the APPSC has to conduct the departmental tests twice in a year and notification of the said exams has to be issued in the month of January and July and examination has to be conducted in May and November in a year. As per the said rules, the results should be published on or before last Thursday of July for

the examination conducted during the month of May and on or before last Thursday of January of the succeeding year for the examination conducted during the November of the previous year.

4. Government have examined the matter carefully and observed that Sri NT Prakash Rao, Pro Dy Tahsildar, Khammam District has appeared in the last departmental test on 30.07.2008 scheduled to be held on July 2007. The APPSC has issued the notification in the month of August 2008 (with 13 months delay) Further the examination was conducted in the month of October/ November 2008 (with a 12 months delay) and results were published in the month of February 2009 (with a 12 months delay). Had the departmental test been conduct on time i.e, in November 2007 and the results published on time in January 2008, the individual would have passed the departmental test within 3 years from the date of his joining.

5. In the above circumstances, it is considered that the delay in passing the departmental tests is not due to the fault of the individual but due to delay in conducting of departmental tests by the APPSC. Since, the delay in passing of tests cannot be attributed to the individual and it is decided to relax the provisions of 16(h) of Andhra Pradesh State and Subordinate Service Rules 1996 in favour of Sri.N.T.Prakash Rao, Pro Dy Tahsildar, Khammam District by invoking the powers of relaxation conferred under Rule 31 of APS& SS Rules, 1996 in order to obviate undue hardship to him.

6. Accordingly, under rule 31 of APS & SS Rules, 1996, Government hereby order to relax the provisions of 16(h) of Andhra Pradesh State and Subordinate Service Rules, 1996 in favour of NT Prakash Rao, Pro Dy Tahsildar, Khammam District and to declare that he shall be deemed to have completed his probation within the normal period of probation in the cadre of DT and commenced his probation from the date of his joining i.e. 9-3-2005.

7. The Chief Commissioner of Land Administration, A.P., Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA,  
PRINCIPAL SECRETARY TO GOVERNMENT.

To:

The Chief Commissioner of Land Administration, A.P., Hyderabad.

Copy to

The District Collector, Khammam.

SF/SC

// Forwarded :: By Order //

SECTION OFFICER.